

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ferree

Serial No.: 10/690,889

Filed: Oct. 22, 2003



Group Art Unit: 3738

Examiner:

For: BIAXIAL ARTIFICIAL DISC REPLACEMENT

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. §1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R. §1.97(g), this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other possible material information as defined in 37 C.F.R. §1.56(a) exists. In accordance with 37 C.F.R. §1.97(h) this Information Disclosure Statement is not to be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56(b).

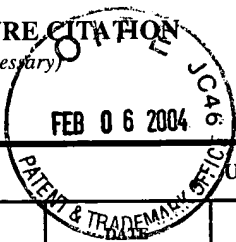
Respectfully submitted,

By

John G. Posa  
Reg. No. 37,424

Date: Feb. 4, 2004

<b>INFORMATION DISCLOSURE CITATION</b> <i>(Use several sheets if necessary)</i>				Docket Number (Optional) <b>BAF-15902/29</b>		Application Number <b>10/690,889</b>	
				Applicant(s) <b>Ferree</b>			
				Filing Date <b>Oct. 22, 2003</b>		Group Art Unit <b>3738</b>	



U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,602,291	8/5/2003	Ray et al	623	17.11	
		6,245,107	6/12/2001	Ferree	623	17	
		6,371,990	4/16/2002	Ferree	623	17.16	
		6,454,804	9/24/2002	Ferree	623	17.11	
		2002/0156533A1	10/24/2002	Ferree	A61F	2/44	
		2002/0165542A1	11/7/2002	Ferree	A61B	17/56	
		2003/0004574A1	1/2/2003	Ferree	A61F	2/44	
		2003/0040796A1	2/27/2003	Ferree	A61F	2/44	
		2003/0078579A1	4/24/2003	Ferree	A61F	5/04	

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		WO 01/10316A1	2/15/2001	PCT	A61B	17/56	✓	

OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.